



Meeting: **Reservoir Committee & Authority Board Agenda
Item 1.5**

September 18, 2026

Subject: **Amended Conflict of Interest Code for California Fair Political Practices
Commission**

Requested Action:

Reservoir Committee and Authority Board consider approval of Resolution 2026-01 approving draft of Sites Project Authority's amended Conflict of Interest Code (Code) and direct Authority staff and consultants to take such actions as are necessary and appropriate to process and submit amended Code to the California Fair Political Practices Commission.

Detailed Description/Background:

Authority Staff proposes an update to the Conflict of Interest Code (Code) to reflect recent changes in the organization's management structure and the addition of new positions that are proposed to be "Designated Positions" under the Code.

The amended Code makes minor technical edits including renaming the positions of Program Operations Manager to Finance Manager.

In addition, the amended Code would add four additional "Designated Positions" that will be required to submit Statements of Financial Interests (Form 700). These include the positions of Deputy Environmental Planning and Permitting Manager, Deputy External Affairs Manager, Construction Office Lead and Engineering Office Lead.

With approval of the draft of the Code, Authority staff will distribute a Notice of Intent and the proposed amended Code via email on September 21, 2026 to all Authority Board members and alternates as well as Reservoir Committee participants and alternates, and others holding Designated Positions.

The Authority will establish a comment period commencing on September 21, 2026, and closing on November 4, 2026 to solicit feedback from affected parties regarding the proposed amended Code.

At the closing of the comment period, Authority staff will address any comments received from the members, participants or holders of designated positions. Once completed, Sites General Counsel will submit the approved draft of the amended Code to the California Fair Political Practices Commission for review.

Additionally, a briefing on potential areas of Government Code Section 1090 potential conflicts that all members should keep in mind as they evaluate potential conflict situations will be scheduled for later this year. There will be an opportunity for

specific questions or Legal Counsel is available to address any questions outside of the meeting.

No other revisions to the Authority's Conflict of Interest Code are proposed at this time. The Code is reviewed periodically and updated as necessary.

Prior Action:

September 2022 – Consider approval of the Sites Project Authority amended Conflict of Interest Code and to direct Authority staff and consultants to take such actions as are necessary and appropriate to process and finalize the Code.

Fiscal Impact/Funding Source:

None

Staff Contact:

Jerry Brown

Attachments:

Attachment A – Authority Board Conflict of Interest Code Resolution

Attachment B – Draft of Amended Conflict of Interest Code



**BEFORE THE BOARD OF DIRECTORS AND RESERVOIR COMMITTEE OF THE
SITES PROJECT AUTHORITY**

Resolution No. 2026-01

IN THE MATTER OF:

**RESOLUTION APPROVING DRAFT OF SITES PROJECT AUTHORITY'S AMENDED CONFLICT
OF INTEREST CODE**

WHEREAS, this Board has reviewed its Conflict of Interest Code and determined that the Code is in need of amendment; and

WHEREAS, Senate Bill 852 changed the filing officer for public officials who manage public investments to the Fair Political Practices Commission ("FPPC") thereby changing the filing location for their Statements of Economic Interests (Form 700) which are required to be filed electronically with the FPPC; and

WHEREAS, the Authority has prepared an amended Conflict of Interest Code, which is attached hereto as Exhibit "A" and incorporated herein to reflect such changes; and

WHEREAS, state law requires that the Authority provide a 45-day comment period before adopting said Code.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Sites Project Authority as follows:

1. The Board has reviewed the draft of the amended Conflict of Interest Code and approves of the same.
2. The comment period shall be 45 days and shall begin on September 21, 2026 and end on November 4, 2026.
3. Authority staff and consultants are directed to take such actions as are necessary and appropriate to process the amended Conflict of Interest Code, including, without limitation, to transmit to those affected by the amended Conflict of Interest Code a notice of the Authority's intent to amend the Code, and to submit the attached draft of the amended Code to the California Fair Political Practices Commission for review.

PASSED, APPROVED, AND ADOPTED by the Board of Directors of the Sites Project Authority this _____ Day of _____, 2026 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

In Witness Whereof, I have executed this certificate this 18th day of September, 2026.

Chair Authority Board
Sites Project Authority

CONFLICT OF INTEREST CODE FOR THE SITES PROJECT AUTHORITY

The Political Reform Act (Government Code Section 81000, et seq.) requires state and local government agencies to adopt and promulgate conflict of interest codes. The Fair Political Practices Commission has adopted a regulation (2 California Code of Regulations Section 18730) that contains the terms of a standard conflict of interest code, which can be incorporated by reference in an agency's code. After public notice and hearing, the standard code may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act. Therefore, the terms of 2 California Code of Regulations Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference. This regulation and the attached Appendices, designating positions and establishing disclosure categories, shall constitute the conflict of interest code of the **Sites Project Authority (Authority)**.

Individuals holding designated positions with the **Authority** must file their statements of economic interests electronically with the **Fair Political Practices Commission**. All statements must be made available for public inspection and reproduction under Government Code Section 81008.

**CONFLICT OF INTEREST CODE FOR
THE SITES PROJECT AUTHORITY
APPENDIX A – DESIGNATED POSITIONS**

<u>Designated Position</u>	<u>Disclosure Category</u>
General Counsel	1
Real Estate Counsel	1
CEQA Permitting Counsel	1
Water Rights Counsel	1
Agency Agreement Counsel	1
Bond & Disclosure Counsel	1
Environmental Planning and Permitting Manager	1
External Affairs Manager	1
Deputy External Affairs Manager	1
Construction Office Lead	1
Engineering Office Lead	1
Deputy Environmental Planning & Permitting Manager	1
Engineering and Construction Manager	1
Consultants/New Positions	*

*Consultants/New Positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the code, subject to the following limitation:

The Executive Director may determine in writing that a particular consultant/new position, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to comply fully with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's or new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director's determination is a public record and shall be retained for public inspection in the same manner and location as this conflict of interest code (Gov. Code Section 81008). Conflict of Interest Code for the

**Conflict of Interest Code for
the Sites Project Authority
Appendix A – Designated Positions**

****PUBLIC OFFICIALS WHO MANAGE PUBLIC INVESTMENTS**

The following positions are not covered by the conflict of interest code because they must file statements under Section 87200 and therefore are listed for informational purposes only:

- Members of the Board of Directors and their Alternates
- Reservoir Committee Members and their Alternates
- Executive Director
- Finance Manager

An individual holding one of the above listed positions may contact the Fair Political Practices Commission for assistance or for written advice regarding their filing obligation if they believe that their position has been categorized incorrectly. The Fair Political Practices Commission makes the final determination whether a position is covered by Section 87200.

**CONFLICT OF INTEREST CODE FOR THE
SITES PROJECT AUTHORITY
APPENDIX B - DISCLOSURE CATEGORIES**

Category 1: Designated positions in this category shall disclose all interests in real property within the jurisdiction or within two (2) miles of the boundaries of the jurisdiction or within two (2) miles of any land owned or used by the Agency; and investments and business positions in business entities, and sources of income, including loans, gifts, and travel payments, from all sources.

Category 2: Designated positions in this category shall disclose investments, business positions in business entities, and income including receipt of gifts, loans, and travel payments, from sources engaged in providing services, supplies, materials, machinery, or equipment of the type utilized by the agency including but not limited to accounting, auditing, engineering and environmental consulting.